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AK # 8911061

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,      ) Case No. 3:05-cr-00108 (JWS)  
    )  
    )  
Plaintiff,                        )  
    ) NOTICE TO COURT  
vs.                                    ) REGARDING SCHEDULING OF  
    ) RE-TRIAL  
SHANNON RAINY                    )  
    )  
    )  
Defendant.                        )  
    )  
    )  
    )

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Nelson P. Cohen, United States Attorney for the District of Alaska, has authorized the re-trial of Shannon Rainey on the charges contained in the indictment. Counsel for the Untied States and Counsel for Rainey have met and conferred on scheduling the retrial in this matter. Counsel for the United States is

currently scheduled to commence trial in another matter on October 16, 2006. Counsel for the United States is on personal leave between September 22 and 28, 2006. The government's witnesses should be available for trial any time after October 23, 2006. The United States does not oppose defense counsel's request that Court set the re-trial for the week of October 30, 2006 or the following week.

RESPECTFULLY SUBMITTED this day, September 11, 2006, in Anchorage, Alaska.

NELSON P. COHEN  
United States Attorney

s/Stephan A. Collins  
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**CERTIFICATE OF SERVICE**

I hereby certify that on September 11, 2006 a copy of the foregoing was served electronically:

D. Scott Dattan

s/ Stephan A. Collins